

REMARKS

This is in response to the Office Action mailed on December 23, 2008.

The Examiner has rejected the claims as being based upon a defective reissue declaration under 35 U.S.C. 251. Submitted herewith is a declaration addressing the defects set forth by the Examiner. Specifically, the Declaration identifies the error in a specific claim.

As it is believed that all of the outstanding matter set forth in the Office Action have been fully met, favorable reconsideration and allowance are earnestly solicited.

If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that he telephone applicant's attorney at (201) 847-6797 in order to overcome any additional objections which he might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 02-1666 therefor.

Dated: June 23, 2009

Respectfully submitted,

By: /Jeanne P. Lukasavage Reg No 45172/

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